

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

)
CITY OF ALMATY, KAZAKHSTAN,)
and BTA BANK JSC)
)
Plaintiffs,)
)
v.) No. 15-cv-05345 (AJN) (KHP)
)
MUKHTAR ABLYAZOV, ILYAS)
KHRAPUNOV, VIKTOR KHRAPUNOV)
and TRIADOU SPV S.A.,)
)
Defendants.)
)

DECLARATION OF MATTHEW L. SCHWARTZ

MATTHEW L. SCHWARTZ, pursuant to 28 U.S.C. § 1746, declares the following under penalty of perjury:

1. I am a Partner in the law firm of Boies Schiller Flexner (“BSF”), counsel for Plaintiffs BTA Bank and the City of Almaty, Kazakhstan (the “Kazakh Entities”) in the above-referenced action. I make this declaration in support of the Kazakh Entities’ objection the March 12, 2020 Opinion & Order of the Honorable Katharine H. Parker granting Defendant Triadou SPV S.A.’s motion for sanctions against Plaintiffs.
2. Attached hereto are true and correct copies of the following documents:
 - a. Exhibit 1 is a copy of the transcript of the September 19, 2019 deposition of Kairat Sadykov.
 - b. Exhibit 2 is a copy of the transcript of the September 19, 2019 deposition of Akhzhhan Moldakhmet.

- c. Exhibit 3 is a copy of the transcript of the September 18, 2019 deposition of Zaure Junussova.
- d. Exhibit 4 is a copy of excerpts from the September 12, 2019 evidentiary hearing before Judge Parker.

Dated: New York, New York
March 26, 2020

Respectfully,

/s/ Matthew L. Schwartz
Matthew L. Schwartz